THE HON'BLE SRI JUSTICE C.V. RAMULU

Wednesday, 3rd day of January, 2007

W.P.No.27446 of 2006

Between:

Smt. R. Suvarnamma … Petitioner

and

The Joint Collector,
Anantapur and others … Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.27446 of 2006

ORAL ORDER:

This Writ Petition is filed seeking a Mandamus to declare the action of the 1st respondent in not passing any orders on the stay application moved along with the appeal on 4-12-2006 as arbitrary and illegal and consequently to stay the Orders of the 2nd respondent passed in Rc.No.D1-CS/208/2006, dated 1-11-2006 pending disposal of the appeal by the 1st respondent.

Heard both sides.

It appears that the petitioner is a fair price shop dealer of Sanjeevapuram village, B.K.Samudram Mandal, Anantapur district. While so, her authorization was suspended on 9-2-2006. Thereafter, an enquiry was conducted and by Proceedings dated 1-11-2006 of the 2nd respondent, the authorization of the petitioner was cancelled. Aggrieved by the same, she filed a statutory appeal before the 1st respondent-Joint Collector along with a stay petition. Though the appeal is entertained, the stay application is not disposed of till date. According to the petitioner, if the stay petition is not disposed of, it would cause prejudice to her interest.

In the facts and circumstances of the case, without expressing any opinion on merits, the 1st respondent-Joint Collector is directed to dispose of the appeal purported to have been filed by the petitioner on 4-12-2006 being aggrieved by the Orders passed by the 2nd

respondent in his Proceedings Rc.No.D1-CS/208/2006, dated 1-11-2006, within a period of two weeks from the date of receipt of a copy of this order. Till the disposal of the appeal, status quo as on today shall be maintained.

With the above directions, the Writ Petition is disposed of. No order as to costs.

03-1-2007

prk